

*SANDS*

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**UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK**

GALEHEAD, INC.

Plaintiff,

v.

COMPANIA TRASATLANTICA  
 ESPANOLA, S.A., NAVIERA DEL ODIEL,  
 S.A.,

Defendants.

Civil Action No. 07cv4095

**EX PARTE ORDER DIRECTING  
 CLERK TO ISSUE PROCESS OF  
 MARITIME ATTACHMENT AND  
 GARNISHMENT; APPOINTING  
 PERSON TO SERVE PROCESS  
 PURSUANT TO RULE 4(c); AND  
 CONCERNING SCOPE OF SERVICE**

**WHEREAS**, on May 22, 2007 plaintiff Galehead, Inc. ("Galehead"), filed a Verified Complaint for damages amounting to \$256,876.00 inclusive of interest, costs and reasonable attorneys' fees, and praying for the issuance of Process of Maritime Attachment and Garnishment pursuant to Rule B of the Supplemental Admiralty Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure; and

**WHEREAS**, the Process of Maritime Attachment and Garnishment would command that the United States Marshal or other designated process server attach any and all of the property of the defendants within this District; and

**WHEREAS**, the Court has reviewed the Verified Complaint and the Supporting Declaration of Elizabeth M. Rotenberg-Schwartz, and the conditions of Supplemental Admiralty Rule B appear to exist.

**THE COURT ORDERS THAT:**

1. Process of Maritime Attachment and Garnishment shall issue forthwith against all tangible or intangible property belonging to, claimed by or being held for Defendants by any garnissees within this District, including but not limited to, ABN Amro Bank; American Express Bank; Bankers Trust; Bank of America, N.A.; Bank of China; The Bank of New York; Barclays Bank; BNP Paribas; Calyon; Citibank, N.A.; Credit Suisse First Boston; Deutsche Bank Trust Company Americas; HSBC Bank USA, N.A.; JP Morgan Chase Bank, N.A.; LaSalle Bank, N.A.; Standard Chartered Bank; UBS AG; U.S. Bank, N.A.; Wachovia Bank, N.A.; and/or Wells Fargo Bank, N.A., in an amount up to and including \$256,876.00, pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure;

2. Any person claiming an interest in the property attached or garnished pursuant to this Order shall, upon application to the Court, be entitled to a prompt hearing at which Galehead shall be required to show cause why the attachment and garnishment should not be vacated or other relief granted;

3. The Clerk shall issue supplemental process enforcing the Court's Order upon application of plaintiff's counsel without further order of the Court;

4. Elizabeth M. Rotenberg-Schwartz, or any other partner, associate, paralegal or other agent of Sheppard, Mullin, Richter & Hampton LLP, is hereby appointed, in addition to the United States Marshal, to serve the Process of Attachment and Garnishment issued pursuant to Supplemental Rule B of the Federal Rules of Civil Procedure and the Verified Complaint, together with a copy of this Order, upon the named garnishee(s) as well as any other garnishee(s)

who (based upon subsequent or additional information) may hold assets of, for, or on behalf of Defendants;

5. Following initial service by the United States Marshal or other designated process server upon each garnishee, supplemental or subsequent service of the Process of Maritime Attachment and Garnishment, as well as this Order, may be made by way of facsimile transmission or email to each garnishee and each garnishee personally served shall furnish to Galehead's counsel, the United States Marshal, or designated process server a facsimile number or email address to which supplemental or subsequent services may be made;

6. Service on any garnishee shall be effective continuous service throughout the day from the time of such service through the opening of the garnishee's business the next business day;

7. In accordance with Fed. R. Civ. P. 5(b)(2)(D), a garnishee may consent in writing to service by any other means;

8. A copy of this Order shall be attached to and served with the Process of Maritime Attachment and Garnishment.

Entered this 23 day of May 2007.

  
United States District Judge  
Southern District of New York